

**CHAPTER 1002**  
**ENFORCEMENT OF JUDGMENT LIENS AGAINST HOMESTEAD**  
*S.F. 511*

**AN ACT** relating to the enforcement of judgment liens against homestead property and subsequently acquired property, to take effect January 1 following enactment.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 624.23, Code 1981, is amended by adding the following new unnumbered paragraphs:

**NEW UNNUMBERED PARAGRAPH.** Judgment liens described in this section shall not remain a lien upon real estate of the defendant, platted as a homestead pursuant to section 561.4, unless execution is levied within thirty days of the time the defendant or the defendant's agent has served written demand on the owner of the judgment. The demand shall state that the lien and all benefits derived therefrom as to the real estate platted as a homestead shall be forfeited unless the owner of the judgment levies execution against that real estate within thirty days from the date of service of the demand. Written demand shall be served in any manner authorized for service of original notice under the Iowa rules of civil procedure. A copy of the written demand and proof of service thereof shall be filed in the office of the county recorder of the county where the real estate platted as a homestead is located.

**NEW UNNUMBERED PARAGRAPH.** Judgment liens described in this section shall not attach to subsequently acquired real estate owned by the defendant if the personal liability of the defendant on the judgment has been discharged under the bankruptcy laws of the United States.

Sec. 2. This Act shall apply to all judgments that are of record on the effective date of this Act and all judgments entered on or after that date.

Sec. 3. This Act takes effect January 1 following its enactment.

Approved January 28, 1982

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**CHAPTER 1003**  
**INSURANCE FEES AND REGULATION**  
*H.F. 846*

**AN ACT** relating to regulatory activities of the department of insurance and the fees payable by persons subject to such regulation.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 87.11, Code 1981, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. An employer seeking relief from the insurance requirements of this chapter shall pay to the department of insurance the following fees:

1. A fee of one hundred dollars, to be submitted annually along with an application for relief.

2. A fee of one hundred dollars for issuance of the certificate relieving the employer from the insurance requirements of this chapter.

Sec. 2. Section 502.302, subsection 2, Code 1981, is amended to read as follows:

2. Every applicant for initial or renewal registration as a broker-dealer shall pay a filing fee of one hundred dollars in the case of a broker-dealer, and ten dollars in the case of an agent two hundred dollars. When an application is denied or withdrawn, the administrator shall retain the fee. Every applicant for initial or renewal registration as an agent shall pay a filing fee of twenty dollars. A filing fee is not refundable.

Sec. 3. Section 507B.8, Code 1981, is amended to read as follows:

507B.8 JUDICIAL REVIEW OF CEASE AND DESIST ORDERS. Judicial review of the actions of the commissioner may be sought in accordance with the terms of the Iowa administrative procedure Act. To the extent that an order of the commissioner is affirmed in any judicial review proceeding, the court shall thereupon issue its own order commanding obedience to the terms of such order of the commissioner.

After the period for judicial review of an order of the commissioner has expired and no petition for judicial review has been filed, the attorney general upon request of the commissioner of insurance shall proceed in the Iowa district court to enforce an order of the commissioner. The court shall enter its order commanding obedience to the terms of the commissioner's order.

No order of the commissioner under this chapter or order of a court to enforce the same shall in any way relieve or absolve any person affected by such order from any liability under any other laws of this state.

Sec. 4. Section 510.19, Code 1981, is amended to read as follows:

510.19 CERTIFICATE OF AUTHORITY—FEE. Upon its complying with the provisions of sections 510.16 to 510.18, and of ~~section 511.27~~, and the payment of ~~twenty-five dollars~~ a fee of fifty dollars, the commissioner shall issue ~~to it~~ a certificate of authority to do business in this state, ~~provided~~. However, the commissioner shall not issue a certificate of authority to do business in this state unless the same right is extended by the state in which said the association is organized to associations of the same class in this state.

Sec. 5. Section 511.24, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

511.24 FEES FROM DOMESTIC AND FOREIGN COMPANIES. When not otherwise provided, a foreign or domestic life insurance company doing business in this state shall pay to the commissioner of insurance the following fees:

1. For filing an application to do business, or an application to renew a certificate of authority, fifty dollars.

2. For issuing a certificate of authority to do business in this state, or for renewing a certificate, fifty dollars.

3. For filing amended articles of incorporation, fifty dollars.

4. For issuing an amended certificate of authority, twenty-five dollars.

5. For every copy of any paper filed, fifty cents per folio, and for certifying and affixing the official seal to any paper filed with the department, five dollars.

6. For valuing policies, twenty dollars for each million dollars of insurance or fraction thereof.

Sec. 6. Section 514.15, Code 1981, is amended to read as follows:

514.15 NONEXEMPT FROM TAXATION. Every corporation organized under the provisions of this chapter is hereby declared to be a charitable and benevolent institution but its property and funds, including subscribers' contracts, shall not be exempt from taxation. The tax on subscriber contracts shall be at the rate of fifteen cents for each subscriber contract issued in the preceding calendar year and shall be paid to the commissioner of insurance at the time of the filing of each corporation's annual statement. For purposes of this section, the term "subscriber contract" shall mean only those benefit contracts issued or delivered in Iowa by corporations subject to this chapter, including certificates issued under such contracts, and which provide coverage to residents of Iowa on a risk basis.

Sec. 7. Section 515.128, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

515.128 FEES. Fees shall be paid to the commissioner of insurance as follows:

1. For filing an application to do business, including all documents submitted in connection with the application, by a foreign or domestic company, or for filing an application for renewed authority, fifty dollars.
2. For issuing to a foreign or domestic company a certificate of authority to do business or a renewed certificate of authority, fifty dollars.
3. For filing amended articles of incorporation, fifty dollars.
4. For issuing an amended certificate of authority, twenty-five dollars.
5. For every copy of any paper filed, fifty cents per folio, and for certifying and affixing the official seal to any paper filed with the department, five dollars.

Sec. 8. Section 518.16, unnumbered paragraphs 3 and 4, Code 1981, are amended to read as follows:

The commissioner shall require of each ~~Each~~ first-time applicant ~~shall pay to the commissioner an application fee of five ten dollars, per line of insurance.~~

Each license shall expire on March 31 following the time of issue. A fee of fifty cents for each license shall be paid by the county mutual insurance association. Every county mutual authorized to transact business in this state shall certify its agents to the commissioner who shall keep a list of the agents.

Sec. 9. Section 522.1, unnumbered paragraph 1, Code 1981, is amended to read as follows:

~~No~~ A person shall ~~not~~, directly or indirectly, act within this state as agent, or otherwise, in receiving or procuring applications for insurance, or in doing or transacting any kind of insurance business for ~~any~~ a company or association unless exempt from the provisions of this chapter by ~~reason of~~ section 512.33, ~~and~~ except that the licensing of persons so acting for county mutuals ~~shall be~~ is subject only to the provisions of section 518.16, until ~~he~~ the person has procured a license from the commissioner of insurance ~~a license authorizing him to act for such company or association as agent.~~

Sec. 10. Section 522.2, Code 1981, is amended to read as follows:

522.2 TERM OF LICENSE. Said A license shall terminate at the end of the insurance year for which such company or association is authorized to transact business is valid for one year.

Sec. 11. Section 522.3, unnumbered paragraph 1, Code 1981, is amended to read as follows:

The commissioner shall require of each first-time applicant ~~such~~ reasonable proof of character and competency with respect to the type and kind of insurance the applicant proposes to sell ~~as will in order to protect public interest, before issuing such a license and may, for good cause, after hearing held within sixty days from the date of application, decline to issue such a license. Any A license, whether it be a first-time or renewal license, may be suspended or revoked by the commissioner for good cause, after hearing. The commissioner may issue a temporary license for a period of not to exceed six months and for such a~~

temporary license may waive the requirements established herein of this section.

Sec. 12. Section 522.3, unnumbered paragraph 3, Code 1981, is amended to read as follows:

The commissioner shall require of each A first-time applicant for a license shall pay to the commissioner an application fee of five ten dollars for each line of insurance.

Sec. 13. Section 522.4, Code 1981, is amended to read as follows:

522.4 FEE. The fee charged for such an agent's license shall be, for agents for insurance other than life, two dollars fifty cents, and for life insurance agents, five dollars. The commissioner shall remit the fees collected to the treasurer of state for deposit in the general fund of the state ten dollars. Every insurer authorized to transact business in this state shall certify its agents to the commissioner who shall keep a list of the agents and charge an annual appointment fee of five dollars for each agent. The commissioner shall remit the fees collected to the treasurer of state for deposit in the general fund of the state.

Sec. 14. Section 522.5, Code 1981, is amended to read as follows:

522.5 VIOLATION. Any A person acting as agent or otherwise representing any an insurance company or association, in violation of the provisions of section 522.1, shall be is guilty of a serious misdemeanor. In addition, a civil penalty of no more than ten thousand dollars may be assessed against a person who violates section 522.1. After the period for judicial review of an order of the commissioner has expired and no petition for judicial review has been filed, the attorney general upon request of the commissioner of insurance shall proceed in the Iowa district court to enforce an order of the commissioner. The court shall enter its order commanding obedience to the terms of the commissioner's order.

Sec. 15. Sections 511.5, 511.25 and 515.90, Code 1981, are repealed.

Approved February 8, 1982

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**CHAPTER 1004**  
**FOREIGN SUPPORT ORDERS**  
*S.F. 518*

**AN ACT** relating to the registration of foreign support orders under Iowa's uniform support of dependents law.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Chapter 252A, Code 1981, is amended by adding sections 2 through 5 of this Act.

Sec. 2. **NEW SECTION. ADDITIONAL REMEDIES.** If the duty of support is based on a support order entered in a foreign jurisdiction the petitioner has the additional remedies provided in sections 3 through 5 of this Act.

Sec. 3. **NEW SECTION. REGISTRATION—ESTABLISHMENT OF REGISTRY.** The petitioner may register the foreign support order in a court of this state in the manner and with the effect provided in sections 4 and 5 of this Act. The clerk of the court shall maintain a registry of foreign support orders in which foreign support orders shall be filed. The filing is in equity.